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PATENT/Docket No. 4722 EX
U.S. Patent 4,486,425
Application for Extension
Page 1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Sankyo Co. Ltd.
Patent Number : 4,486,425
Issue Date : 4 December 1984
Patent Term Extension Filed : 7 December 1992
Patent Title : 7-[2-(2-Aminothiazol-4-yl)-2-(*Syn*)-Methoxyiminoacetamido]-3-Methoxymethyl-3-Cephem-4-Carboxylates

Commissioner of Patents and Trademarks
Box Patent Extension
Washington, DC 20231

COMMUNICATION REGARDING APPLICATION FOR EXTENSION OF PATENT TERM
UNDER 35 USC 156 and 37 CFR 1.740

Sir:

Attached are the original signed *Authorization of Agent and Power of Attorney* (Appendix A) and *Declaration of Hiroshi Oda* (Appendix F) in the above-identified Patent Term Extension Application. Telefaxed copies of these original documents were filed with the application as the originals had not yet been received from Applicant, Sankyo Company Limited, in Japan.

Respectfully submitted,



Lawrence T. Welch, Attorney
Registration No. 29,487
Telephone: (616) 385-7237

Date: 18 Dec 92

Mailing Address: Corp. Intellectual Property Law, The Upjohn Company, Kalamazoo, MI 49001



PATENT/Docket No. 4722 EX
U.S. Patent 4,486,425
Application for Extension
Appendix A-1

APPENDIX A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re : U.S. Patent 4,486,425
Issued : 4 December 1984
To : Hideo Nakao, Koichi Fujimoto, Sadao Ishihara, Shinichi Sugawara, Isamu Igarashi
For : 7-[2-(2-Aminothiazol-4-yl)-2-(*Syn*)-Methoxyiminoacetamido]-3-Methoxymethyl-3-Cephem-4-Carboxylates

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Washington, DC 20231

AUTHORIZATION OF AGENT AND POWER OF ATTORNEY

Sir:

Sankyo Co. Ltd., a corporation organized and existing under the laws of Japan and having its head office in Tokyo, Japan, being the owner of record of the above-identified U.S. Letters Patent, hereby authorize and appoint The Upjohn Company, a corporation organized and existing under the laws of Delaware and having its head office at 7000 Portage Road, Kalamazoo, Michigan 49001-0199, and the Attorneys named below:

Robert A. Armitage (Registration No. 27,417) and

Lawrence T. Welch (Registration No. 29,487)

all being employees of The Upjohn Company, individually and collectively to be the agents and attorneys of Sankyo Co. Ltd. with regard to an application for extension of the term of U.S. Patent 4,486,425 under 35 USC 156 and to transact all business in the U.S. Patent and Trademark Office in connection therewith.

PATENT/Docket No. 4722 EX
U.S. Patent 4,486,425
Application for Extension
Appendix A-2

Please address all communication in the above matter to:

Lawrence T. Welch
Registration No. 29,487
Corporate Intellectual Property Law
The Upjohn Company
Kalamazoo, Michigan 49001
(616) 385-7237

SANKYO CO. LTD.

By:
Name:
Title:

Yoshibumi Kawamura
Yoshibumi Kawamura
Representative Director
and President

Date: December 4, 1992



PATENT/Docket No. 4722 EX
U.S. Patent 4,486,425
Application for Extension
Appendix F-1

APPENDIX F

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re : U.S. Patent 4,486,425
Issued : 4 December 1984
To : Hideo Nakao, Koichi Fujimoto, Sadao Ishihara, Shinichi Sugawara, Isamu Igarashi
For : 7-[2-(2-Aminothiazol-4-yl)-2-(*Syn*)-Methoxyiminoacetamido]-3-Methoxymethyl-3-Cephem-4-Carboxylates

Commissioner of Patents and Trademarks
Box Patent Extension
Washington, DC 20231

DECLARATION OF HIROSHI ODA

Sir:

I, Hiroshi Oda, state and declare as follows:

1. I am Director, Patent Department, Sankyo Company Limited (Sankyo), of Tokyo Japan.
2. I make this declaration in support of the application for extension of the above-identified US patent 4,486,425, being submitted concurrently herewith pursuant to 35 USC 156 and 37 CFR 1.740.
3. Sankyo Company Limited is the sole assignee of US patent 4,486,425.
4. Due to a misunderstanding between Sankyo and Sankyo's US licensee, The Upjohn Company of Kalamazoo, Michigan, Sankyo was not aware that an extension application had not been filed for this patent until they received a telefax from Upjohn on December 4, 1992.
5. Sankyo intended to file an extension application for the above identified patent according to the provisions of 35 USC 156 and 37 CFR 1.740 and the failure to file such an application until now was completely unintentional.

PATENT/Docket No. 4722 EX
U.S. Patent 4,486,425
Application for Extension
Appendix F-2

6. I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any extension of patent term issuing thereon.

SANKYO COMPANY, LIMITED

December 7, 1992

Date

Hiroshi Oda

Signature Hiroshi Oda
Director
Patent Department